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1 in the marketplace, I needed to update some of my
 2 skills. So they guided me through that process.
 3 Q. What was the name of this career counselor?
 4 A. It's -- I believe North Shore Career Center in
 5 Salem.
 6 Q. Did you pay a fee for this service?
 7 A. No.
 8 Q. Are you claiming that you suffered emotional
 9 distress damages because of your employment at
 10 Jansson?
 11 A. Yes.
 12 Q. What conduct do you claim caused you to suffer
 13 emotional distress?
 14 A. I'm sorry? What do you mean by "what conduct"?
 15 Q. What caused you stress, distress?
 16 A. Finance. Finances. The lack of.
 17 Q. What did Jansson do to cause you distress
 18 regarding your finances?
 19 A. Not working with them anymore.
 20 Q. Have you been to see a doctor, psychologist or
 21 counselor about emotional distress issues you
 22 claim to have suffered in connection with your
 23 employment at Jansson?
 24 A. No.

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1 Q. I would like to get some more detail from you
 2 regarding your claim of emotional distress or
 3 mental anguish. Would you describe for me the
 4 symptoms that you experienced -- let's start with
 5 from December, 2001 until September, 2003 when
 6 you started your new job?
 7 A. I'm sorry. Can you rephrase --
 8 Q. I would like for you to describe for me the
 9 symptoms that you have experienced of emotional
 10 distress.
 11 A. From what dates?
 12 Q. From December, 2001 to September of 2003.
 13 A. Well, it was after December 7th that the
 14 emotional distress started.
 15 Q. How did it manifest itself? What did you
 16 experience?
 17 A. Well, when Arlene asked me to write a letter of
 18 resignation, which was the final say of not being
 19 employed by Jansson any longer, I was not
 20 financially prepared to not have a job.
 21 Q. Let's talk about that letter. When did she ask
 22 you to write a letter of resignation?
 23 A. That Friday, December 7th.
 24 Q. What was your response?

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1 A. At that time I said I would write one.
 2 Q. And did you?
 3 A. No, I did not.
 4 Q. Why did she ask you to write a letter of
 5 resignation?
 6 A. Because when she asked me to leave and I got up
 7 to leave, when I opened the door, she said, I
 8 want you to write me a letter of resignation.
 9 And I said, Fine. I'll take care of it over the
 10 weekend.
 11 Q. But you're claiming now that you didn't resign;
 12 is that correct?
 13 A. Well, when I thought about it over the weekend, I
 14 felt that I wasn't resigning from my position. I
 15 wanted to work my position.
 16 Q. But you wanted to work your position at \$25 an
 17 hour; isn't that correct?
 18 A. Yes.
 19 Q. And you weren't going to work your position for
 20 \$22 an hour, were you?
 21 A. Well, that was the disagreement that we were
 22 trying to resolve.
 23 Q. And from your perspective, there was no
 24 resolution of that because Arlene didn't agree to

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1 pay you \$25 an hour, did she?
 2 A. At that time, we weren't coming up with a new
 3 agreement. We weren't resolving it.
 4 Q. You walked out when she said you weren't going to
 5 get paid \$25 an hour. Isn't that true?
 6 MS. DEVER: Objection.
 7 A. I walked out when she asked me to leave.
 8 Q. Isn't it true that she asked you to leave now as
 9 opposed to working for two weeks after you had
 10 given your two-week notice saying that it was
 11 unnecessary for you to stay for the two weeks?
 12 Isn't that correct?
 13 A. She said it was unnecessary. I offered to help
 14 if she needed it. When I was getting up to leave
 15 on my way to the door, I said, If you need help,
 16 if you would like me to stay for two weeks and
 17 help -- or to the end of the month is I believe
 18 what I said. I didn't say two weeks.
 19 If you would like me to stay to the end
 20 of the month and help through the transition, I
 21 would be happy to do that.
 22 Q. But the only transition is because you told her
 23 you were submitting your resignation; isn't that
 24 correct?

21 (Pages 78 to 81)

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1 A. She said that after.
 2 Q. But you agreed you were going to give her a
 3 resignation notice, correct?
 4 A. I did agree I would write one.
 5 Q. Isn't it true Miss Osoff told you she didn't want
 6 you to leave?
 7 A. Yes. She did say that.
 8 Q. Okay. Didn't she also tell you she didn't think
 9 you wanted to leave either?
 10 A. That's true.
 11 Q. Isn't it true that you said that your demands
 12 were not negotiable and that you were leaving on
 13 December 7th?
 14 A. No. I didn't say that.
 15 Q. When Ms. Osoff told you that you could simply
 16 leave and not come back, it was because she said
 17 if you're really resigning, you can simply leave
 18 and not come back; isn't that correct?
 19 A. I'm not sure if it was said in those exact words.
 20 Q. Something to that effect?
 21 A. Yes.
 22 Q. Now, Miss Osoff hadn't hired a replacement for
 23 you at that time, had she?
 24 A. No.

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1 Q. Was there a lot of work that was going to happen
 2 between December 7th and the end of the year?
 3 A. Yes. Because I was just returning from being out
 4 for several weeks and there were two main
 5 catalogs that needed to be somewhat established
 6 before January.
 7 Q. Before the end of the year?
 8 A. Yes. Because after the Christmas rush the
 9 pressroom was available and I wanted to expedite
 10 the work so it could get within that time frame.
 11 Q. But you knew Miss Osoff was fully capable of
 12 performing those duties; isn't that correct?
 13 A. Yes.
 14 Q. Let's go back. We were talking about your
 15 emotional distress damages or symptoms, I guess,
 16 and what I would like to ask you in a little bit
 17 more detail about is what kinds of physical
 18 symptoms, if any, did you experience after you
 19 left your employment in December of 2001.
 20 A. Very high level of anxiety. Uncertainty. I was
 21 pregnant. I was starting a family. I was
 22 concerned for their security. I also felt a
 23 tremendous loss. Jansson was a big part of my
 24 life. It's where I was expecting to spend

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1 several years. And it was not there anymore.
 2 Q. Any other symptoms that you experienced?
 3 A. Because of the way the situation was handled, I
 4 developed a level of insecurity.
 5 Q. What do you mean by that?
 6 A. I was an extremely dedicated employee and I
 7 worked very hard for the company. I excelled in
 8 my position. And I felt there was only a
 9 one-sided loyalty there from me.
 10 Q. Anything else?
 11 A. No.
 12 Q. Did you ever take any medication as a result of
 13 your alleged mental anguish and emotional
 14 distress?
 15 A. I wasn't able to. I was pregnant.
 16 Q. After you gave birth, did you take any
 17 medication?
 18 A. No.
 19 Q. How long did these symptoms of anxiety,
 20 insecurity, these things that you've been talking
 21 about, how long did they last?
 22 A. To this very day.
 23 Q. Have you ever taken any medication for any other
 24 psychological problem at any time?

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1 A. No.
 2 Q. And I think I asked you this, but have you seen a
 3 psychologist or counselor?
 4 MS. DEVER: Objection.
 5 You can answer.
 6 A. No, I don't.
 7 Q. You have not?
 8 A. Yes. You asked that before. No, I have not.
 9 Q. Sorry.
 10 A. Sorry. I'm trying to follow you so --
 11 Q. Okay. Where were you born?
 12 A. Milton, Massachusetts.
 13 Q. Okay. And where have you lived in your life?
 14 You lived in the area your whole life?
 15 A. Yes. In the Boston area. North of -- south of
 16 the city and north of the city.
 17 Q. I think we talked a little bit about your
 18 educational background. You have an Associate's
 19 degree in --
 20 A. Yes.
 21 Q. -- clothing design?
 22 A. Yes.
 23 Q. Did you graduate from high school on time?
 24 A. Yes.

22 (Pages 82 to 85)

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1 Q. You have siblings?
 2 A. Yes.
 3 Q. How many?
 4 A. Seven. I had seven. Sorry.
 5 Q. Any learning disabilities as a child?
 6 A. No.
 7 Q. Did you have a happy childhood?
 8 A. Yes.
 9 Q. Did you have many friends growing up?
 10 A. Yes.
 11 Q. Any health-related problems as a child?
 12 A. No.
 13 Q. Any mental health issues or problems as a child?
 14 A. No.
 15 Q. Any problems related to your parents?
 16 A. No.
 17 Q. I would like you to describe your job history.
 18 Let's just start from when you got your
 19 Associate's degree to Jansson.
 20 A. My first job out of college was with Louis of
 21 Boston. I went in as a salesperson. I was
 22 having a hard time breaking into the design field
 23 so I went into retail, which was part of my
 24 major. I worked for them for six years.

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1 Q. Louis?
 2 A. Louis of Boston. Louis Incorporated I believe it
 3 is.
 4 Q. Okay.
 5 A. I worked for them for six years. After that, I
 6 opened my own design company, which I worked for
 7 -- I believe it was about ten years. And I
 8 picked up additional work while I was running my
 9 business.
 10 Q. Describe for me what your design company was.
 11 A. It was a custom bridal design shop. And brides
 12 would come to me with ideas of what they wanted
 13 their wedding gown to be. I would draw up a
 14 draft, pattern, sew. It entailed a lot of tasks
 15 that you have when you run your own company. The
 16 financials. The promotional-type literature.
 17 Q. Did you actually make the clothing, too?
 18 A. Yes. In the beginning. And when I got too busy,
 19 I eventually subcontracted the work to other
 20 seamstresses.
 21 Q. And you made a living at this for ten years?
 22 A. Yes. For different periods throughout the ten
 23 years, I worked for other companies on a
 24 part-time basis for extra income.

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1 Q. Doing the same thing?
 2 A. For one company, yes. And for another company, I
 3 touched on my retail experience.
 4 Q. Can you give me a range of the kinds of revenues
 5 you were generating with your own business?
 6 A. Not a whole lot. Small. Small business.
 7 Q. More than 10,000 a year?
 8 A. Yes. But --
 9 Q. More than 50?
 10 A. Under 50.
 11 Q. Under 50.
 12 A. Yes. It was very minimal.
 13 Q. Okay. More than 20?
 14 A. Yes. Probably. Let's put it this way. In the
 15 good years. There was always that start-up
 16 period, which I worked while I was starting it
 17 up. And there were a few years that this did
 18 pretty good. I just drew a very small paycheck
 19 because I pretty much put the money back into the
 20 company.
 21 Q. What do you think your best year was? Forty?
 22 A. It's been a long time. I don't really remember.
 23 Q. Okay. Fair enough.
 24 A. I really don't.

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1 Q. I'm just trying to put bookends on it. That's
 2 fine.
 3 A. I'm sorry. I really don't.
 4 Q. All right. You said you did your design company
 5 for ten years supplemented by various other
 6 part-time employment; is that correct?
 7 A. Yes.
 8 Q. And does that lead us up to Jansson?
 9 A. Yes.
 10 Q. Why did you leave Louis?
 11 A. I think that was more design-related. I wanted
 12 to establish more of my design degree as opposed
 13 to the retail.
 14 Q. You left voluntarily?
 15 A. Yes.
 16 Q. Why did you decide to leave your design company
 17 to go to work for Jansson?
 18 A. I think it came to a turning point where I was in
 19 the middle of writing a small business loan for
 20 funding to open up an actual bridal shop, which
 21 would generate more revenue and become a more
 22 permanent situation but there was a lot of talk
 23 in the area that there was a large discount
 24 bridal shop coming into the area. And a lot of

23 (Pages 86 to 89)

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<p>1 bridal shops were already going under because of</p> <p>2 it.</p> <p>3 Because the process of me writing the</p> <p>4 loan and working with the small business</p> <p>5 consultant, you know, was a process of about a</p> <p>6 year and in that meantime, the shop had come in</p> <p>7 and a couple of bridal shops had already gone</p> <p>8 out. And I felt it was too much of a risk and I</p> <p>9 didn't want to take that type of financial risk.</p> <p>10 Q. Did you submit the SBA loan or --</p> <p>11 A. No, I didn't.</p> <p>12 Q. Are you married now?</p> <p>13 A. Yes.</p> <p>14 Q. How many times have you been married?</p> <p>15 A. Once.</p> <p>16 Q. Were you ever engaged before?</p> <p>17 A. No.</p> <p>18 Q. Any problems associated with your marriage?</p> <p>19 A. No.</p> <p>20 Q. Have you been in marriage counseling?</p> <p>21 A. No.</p> <p>22 Q. Have you ever attempted suicide?</p> <p>23 A. No.</p> <p>24 Q. Have you ever had thoughts of suicide?</p>	<p>1 come along so -- there might have been a group.</p> <p>2 Combination of people.</p> <p>3 Q. Do you keep in contact with anybody that still</p> <p>4 works at Jansson?</p> <p>5 A. One particularly that has remained after all this</p> <p>6 time.</p> <p>7 Q. Who is that?</p> <p>8 A. Sandy Dube.</p> <p>9 MR. RUDY: She is not there anymore.</p> <p>10 THE WITNESS: She is not there anymore?</p> <p>11 MR. RUDY: Sorry.</p> <p>12 Q. Who is Sandy Dube?</p> <p>13 A. Sandy -- you mean what did she do when she was at</p> <p>14 Jansson?</p> <p>15 Q. Yeah.</p> <p>16 A. She wore many hats. She worked with the</p> <p>17 accounts. She helped out customer service.</p> <p>18 Q. When was the last time you talked to Sandy?</p> <p>19 A. A few weeks ago when my brother died.</p> <p>20 Q. What did you talk to Sandy about?</p> <p>21 A. My brother's death.</p> <p>22 Q. It was about your brother?</p> <p>23 A. Mm-hmm.</p> <p>24 Q. Do you see Sandy on a regular basis or had you</p>
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<p>1 A. No.</p> <p>2 Q. Have you ever made a claim of any kind against an</p> <p>3 employer prior to this lawsuit?</p> <p>4 A. No.</p> <p>5 Q. Have you ever been convicted of a crime of any</p> <p>6 kind?</p> <p>7 A. No.</p> <p>8 Q. Have you ever been involved in any other</p> <p>9 litigation?</p> <p>10 A. No.</p> <p>11 Q. Court cases?</p> <p>12 A. No.</p> <p>13 Q. Who were your friends at Jansson?</p> <p>14 A. Define "friends."</p> <p>15 Q. Were there any people at Jansson that you</p> <p>16 socialized with outside of work?</p> <p>17 A. Maybe, you know, we went out to -- for a bite to</p> <p>18 eat or a drink after work but never actually made</p> <p>19 plans from home to meet. It was usually just a</p> <p>20 connection from work or extension of work.</p> <p>21 Q. Who did you have a drink with after work?</p> <p>22 A. Pamela Greene, Paul Capasso, Lucia McDougall.</p> <p>23 Q. Anyone else?</p> <p>24 A. No. Sometimes it was more than one person would</p>	<p>1 seen her on a regular basis before that?</p> <p>2 A. We get together every few months.</p> <p>3 Q. Have you talked to her about this lawsuit?</p> <p>4 A. No.</p> <p>5 Q. Anyone else that you keep in contact with at</p> <p>6 Jansson?</p> <p>7 A. Every -- periodically I might hear from Hollie</p> <p>8 Prince just to say hi.</p> <p>9 Q. Hollie Prince?</p> <p>10 A. Yes.</p> <p>11 Q. Who did you talk to regarding your decision to</p> <p>12 bring this lawsuit other than your attorneys?</p> <p>13 A. My husband.</p> <p>14 MR. PALMQUIST: Okay. Do you want to</p> <p>15 take just a short break? I'm going to have her</p> <p>16 mark some exhibits and we're going to run through</p> <p>17 a few of those.</p> <p>18 (Off the record.)</p> <p>19 (Recess.)</p> <p>20 (1/17/03 memo marked Exhibit No. 1.)</p> <p>21 (2/16/00 note marked Exhibit No. 2.)</p> <p>22 (6/23/01 note marked Exhibit No. 3.)</p> <p>23 (10/5/01 letter marked Exhibit No. 4.)</p> <p>24 (10/10/01 Salary Continuance Plan</p>

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1 marked Exhibit No. 5.)
 2 (Response to Request for Family Medical
 3 Leave marked Exhibit No. 6.)
 4 (Charge of Discrimination marked
 5 Exhibit No. 7.)
 6 (Complainant's Response to Respondents'
 7 Position Statement marked Exhibit No. 8.)
 8 (Complaint marked Exhibit No. 9.)
 9 (Plaintiff's Rule 26(A) Disclosures
 10 marked Exhibit No. 10.)
 11 (Jansson Information for Employees
 12 marked Exhibit No. 11.)
 13 Q. Ms. Patrick, I'm handing you what's been marked
 14 as Deposition Exhibit No. 1. Would you take a
 15 moment to review that, please?
 16 A. I'm sorry. This is 12/22/2000? Is that what
 17 this is? Is that what that is? 2000? I mean,
 18 '00?
 19 Q. I believe so.
 20 A. Okay.
 21 Q. I'm asking you, though.
 22 MR. RUDY: Might have been cut off.
 23 That's what it looks like.
 24 MS. DEVER: Is there a question? I

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1 can't remember.
 2 MR. PALMQUIST: There isn't. No. Not
 3 yet.
 4 MS. DEVER: Okay.
 5 A. Okay. So this --
 6 MS. DEVER: There's no question.
 7 A. Oh, okay. I'm just looking it over? I'm sorry.
 8 Q. Can you tell me what that is?
 9 A. Oh. This was a surgery -- a scheduled surgery
 10 that I had in January. That was the one that I
 11 flipped the day I was -- it was one of the
 12 surgical procedures I needed to have before I
 13 could start my fertility treatments.
 14 Q. And does this document refresh your recollection
 15 as to what the dates were of that particular
 16 surgery?
 17 A. I'm confused.
 18 Q. I will suggest that I think that that 12/22/00 is
 19 probably a mistake. It looks like the date's --
 20 A. It was in -- I believe --
 21 Q. Right. That's what I'm suggesting but I don't
 22 know that.
 23 A. All right. I had a -- I'll just brief you on
 24 this because this is the best way for me to

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1 understand this. I got married in '98. Saw a
 2 fertility specialist in '99. I had a series of
 3 tests during the fall. I had a minor surgical --
 4 in November of '99, which I did over the
 5 Thanksgiving weekend. And then that's when they
 6 determined I needed additional surgery, so that
 7 they would have been notified about it in '99 it
 8 was. It was scheduled for January, 2000. And
 9 then it goes from there.
 10 Okay? So that's what I believe this
 11 is. The date's confusing to me.
 12 Q. If you look at the second to last page of Exhibit
 13 1 --
 14 A. 1/17.
 15 Q. This is the certification from your health care
 16 provider. Is this when you had an abdominal
 17 myomectomy?
 18 A. Yes.
 19 Q. Who was your treating health care provider?
 20 A. You mean what was my insurance provider or the
 21 doctor?
 22 Q. No. Your doctor.
 23 A. Dr. Rein.
 24 Q. Is that him on the last page of this exhibit?

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1 A. Yes.
 2 Q. Did you fill this out or did somebody at Jansson
 3 do this?
 4 A. Someone at Jansson did.
 5 Q. Do you know whether you took this as FMLA leave?
 6 A. No, I didn't.
 7 Q. Have you ever seen this before today?
 8 A. No. I haven't.
 9 Q. Do you claim that anyone at Jansson retaliated
 10 against you because you took this leave?
 11 A. No.
 12 Q. I'm handing you what's been marked Deposition
 13 Exhibit 2. Would you tell me when you're done
 14 reviewing that?
 15 A. Yes.
 16 Q. Do you know what this is?
 17 A. Yes.
 18 Q. What is it?
 19 A. This is a letter from Dr. Rein just stating that
 20 I was undergoing the surgery and the time frame
 21 that I would be out from work.
 22 Q. I'm handing you now what's been marked as
 23 Deposition Exhibit No. 3. Can you tell me when
 24 you're done reviewing that?

25 (Pages 94 to 97)

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